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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**

7 \* \* \*

8 REYES GUZMAN, an individual,  
9 Plaintiff,

2:10-CV-00540-PMP-LRL

10 **ORDER**

11 vs.

12 AMERICAS SERVICING COMPANY,  
13 aka WELLS FARGO HOME  
MORTGAGE a Corporation,

14 Defendants.  
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16 Before the Court for consideration is Defendant Wells Fargo Bank's  
17 Motion to Dismiss Plaintiff's Complaint, or in the Alternative, for Summary  
18 Judgment, and for Release of Lis Pendens (Doc. #4), filed on April 21, 2010,  
19 Plaintiff Guzman's Response in Opposition thereto (Doc. #11) filed May 20, 2010,  
20 and Defendant's Reply (Doc. #12) filed June 4, 2010. Having considered,  
21 Defendant's fully briefed motion, the Court finds that it must be granted.

22 As argued in Defendant's Reply Memorandum (Doc. #12), Plaintiff has  
23 failed to address the substantive legal arguments set forth in Defendant Wells  
24 Fargo's motion to dismiss. For the reasons set forth in Defendant's motion to  
25 dismiss, Plaintiff's Complaint fails to state claims upon which relief may be granted  
26 by this Court against Defendant Wells Fargo.

1           **IT IS THEREFORE ORDERED** that Defendant Wells Fargo Bank's  
2 Motion to Dismiss Plaintiff's Complaint (Doc. #4) is **GRANTED**, as is Defendant's  
3 Motion for Release of Lis Pendens.

4           **IT IS FURTHER ORDERED** that the Clerk of Court shall forthwith  
5 enter judgment in favor Defendant Wells Fargo Bank and against Plaintiff Reyes  
6 Guzman.

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8 DATED: June 15, 2010.

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PHILIP M. PRO  
12 United States District Judge  
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